

AMENDED IN ASSEMBLY JUNE 26, 1997

AMENDED IN SENATE MAY 7, 1997

SENATE BILL

No. 1014

Introduced by Senator Brulte

(Principal coauthor: Assembly Member Thomson)

February 27, 1997

An act to add Section 1684.5 to the Business and Professions Code, relating to dentistry.

LEGISLATIVE COUNSEL'S DIGEST

SB 1014, as amended, Brulte. Dentistry: dental auxiliaries.

Existing law provides for the licensure and regulation of the practice of dentistry, and provides that certain acts constitute unprofessional conduct.

This bill would, with certain exceptions, provide that it constitutes unprofessional conduct for a dentist to perform or allow to be performed any treatment on a patient who is not a patient of record, as defined.

This bill would authorize a dentist, after conducting a preliminary oral examination, to require or permit a dental auxiliary to perform procedures necessary for diagnostic purposes provided that the procedures are permitted under the auxiliary's scope of practice.

The bill would also authorize a dentist to require or permit a dental auxiliary to perform prescribed duties prior to any examination of the patient by the dentist if these duties are authorized for the particular classification of dental auxiliary.

This bill would provide that it would become operative only if AB 560 is enacted and becomes effective on or before January 1, 1998.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1684.5 is added to the Business
2 and Professions Code, to read:

3 1684.5. (a) In addition to other acts constituting
4 unprofessional conduct under this chapter, it is
5 unprofessional conduct for any dentist to perform or
6 allow to be performed any treatment on a patient who is
7 not a patient of record of that dentist. A dentist may,
8 however, after conducting a preliminary oral
9 examination, require or permit any dental auxiliary to
10 perform procedures necessary for diagnostic purposes,
11 provided that the procedures are permitted under the
12 auxiliary's authorized scope of practice. Additionally, a
13 dentist may require or permit a dental auxiliary to
14 perform all of the following duties prior to any
15 examination of the patient by the dentist, provided that
16 the duties are authorized for the particular classification
17 of dental auxiliary pursuant to Article 7 (commencing
18 with Section 1740):

19 (1) Expose emergency radiographs upon direction of
20 the dentist.

21 (2) Perform extra-oral duties or functions specified by
22 the dentist.

23 (3) Perform mouth-mirror inspections of the oral
24 cavity, to include charting of obvious lesions,
25 malocclusions, existing restorations, and missing teeth.

26 (b) For purposes of this section, "patient of record"
27 refers to a patient who has been examined, has had a
28 medical and dental history completed and evaluated, and
29 has had oral conditions diagnosed and a written plan
30 developed by the licensed dentist.

31 (c) This section shall not apply to dentists providing
32 examinations ~~—without compensation—~~ and on a temporary

1 basis outside of a dental office in settings including, but
2 not limited to, health fairs and school screenings.

3 *(d) This section shall not apply to fluoride mouth rinse*
4 *or supplement programs administered in a school or*
5 *preschool setting.*

6 *SEC. 2. This act shall become operative only if*
7 *Assembly Bill 560 of the 1997–98 Regular Session of the*
8 *Legislature is enacted and becomes effective on or before*
9 *January 1, 1998.*

